JC10 Recept/PTO 01 JUN 2005

Response to Missing Requirements Under 35 USC § 371

Attorney Docket No.: JAMES68.008APC
First Named Inventor: David Duncan Heath

Int'l Application No.: PCT/NZ03/00115

US Application No.: 10/517,077

Entered National Phase: December 6, 2004

Title: A NOVEL DRUG DOSING REGIMEN

Direct all correspondence to Customer No.: 20995

Date: May 27, 2005

Page 1 of 1

Mail Stop PCT

United States Patent and Trademark Office PO Box 1450 Alexandria, VA 22313-1450 I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

May 27, 2005

(Date) /

Jennifer A. Haynes, Ph. D., Reg. No. 48,868

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated March 31, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 1 page.
- (X) Power of attorney form and copy of assignment and certificate of incorporation in 11 pages.
- (X) Return prepaid postcard.

FILING FEES NOT YET PAID:

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
	-		TOTAL FEE DUE	\$130

(X) A check in the amount of \$130 is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or

credit any overpayment to Deposit Account No. 11-1410.

06/07/2005 MKAYPAGH 00000068 10517077

01 FC:1617

130.00 OP

Jennifer A. Haynes, Ph. D.

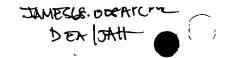
Registration No. 48,868

Agent of Record

Customer No. 20,995

(415) 954-4114

1732086 052605





United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vignia 22313-1450 www.uspto.gov

ATTY. DOCKET NO. U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT JAMES68.008APC David Duncan Heath 10/517,077

INTERNATIONAL APPLICATION NO.

PCT/NZ03/00115

20995 KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET FOURTEENTH FLOOR **IRVINE, CA 92614**

I.A. FILING DATE PRIORITY DATE

06/05/2003

06/05/2002

CONFIRMATION NO. 8641 371 FORMALITIES LETTER *OC00000015612363*

Date Mailed: 03/31/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/06/2004
- Copy of the International Search Report filed on 12/06/2004
- Copy of IPE Report filed on 12/06/2004
- Preliminary Amendments filed on 12/06/2004
- Information Disclosure Statements filed on 12/06/2004
- Request for Immediate Examination filed on 12/06/2004
- U.S. Basic National Fees filed on 12/06/2004
- Priority Documents filed on 12/06/2004

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

\$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE



The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/517,077	PCT/NZ03/00115	JAMES68.008APC

FORM PCT/DO/EO/905 (371 Formalities Notice)